



IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 26TH DAY OF MARCH, 2026

PRESENT

THE HON'BLE MR. VIBHU BAKHRU, CHIEF JUSTICE

AND

THE HON'BLE MR. JUSTICE C.M. POONACHA

COMMERCIAL APPEAL NO. 43 OF 2026

BETWEEN:

1. SMT GOWRAMMA
W/O LATE PUTTANNA
AGED ABOUT 76 YEARS
2. MRS BYAMMA
D/O LATE PUTTANNA
AGED ABOUT 56 YEARS
3. MR RAJANNA
S/O LATE PUTTANNA
AGED ABOUT 54 YEARS
4. MR P NAGESHGOWDA
S/O LATE PUTTANNA
AGED ABOUT 51 YEARS
5. MR P MUNEGOWDA
S/O LATE PUTTANNA
AGED ABOUT 49 YEARS

APPELLANTS No.1 TO 5 ARE
RESIDING AT GKVK POST
ALLASANDRA

Digitally
signed by
NIRMALA
DEVI

Location:
HIGH
COURT OF
KARNATAKA



YELAHANKA
BANGALORE-560064

...APPELLANTS

(BY SRI. RAVISHANKAR S, ADVOCATE FOR
SRI. K MURTHY, ADVOCATE)

AND:

M/S PYRAMID BUILDERS AND DEVELOPERS
REP BY ITS PARTNERS
SRI G N HANUMEGOWDA
SRI RAJESH B P
HAVING ITS OFFICE AT NO. 109/1B
3RD DIVISION NEHRU NAGAR
YELAHANKA
BENGALURU-560064

...RESPONDENT

THIS COMAP IS FILED UNDER SECTION 13(1-A) OF
COMMERCIAL COURT ACT, PRAYING TO SET ASIDE THE
ORDER DATED 04.12.2025 IN COM.EX.NO.759/2025 PASSED
BY THE LEARNED LXXXII ADDITIONAL CITY CIVIL AND
SESSIONS JUDGE AT BENGALURU BY ALLOWING THIS
APPEAL AND REMAND THE MATTER TO THE TRIAL COURT
WITH A NECESSARY DIRECTION TO DEAL WITH MATTER AS
PER LAW, IN THE INTEREST OF JUSTICE AND EQUITY.

THIS APPEAL, COMING ON FOR ADMISSION, THIS DAY,
JUDGMENT WAS DELIVERED THEREIN AS UNDER:

CORAM: HON'BLE MR. VIBHU BAKHRU, CHIEF JUSTICE
and
HON'BLE MR. JUSTICE C.M. POONACHA



ORAL JUDGMENT

(PER: HON'BLE MR. VIBHU BAKHRU, CHIEF JUSTICE)

1. Learned counsel appearing for the appellants seeks to withdraw the present appeal with liberty to avail alternate remedy available under law.
2. The appeal is dismissed as withdrawn with the aforesaid liberty.
3. This order will not preclude the appellants from availing other remedies, if available, in accordance with law

**Sd/-
(VIBHU BAKHRU)
CHIEF JUSTICE**

**Sd/-
(C.M. POONACHA)
JUDGE**